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9 Attorneys for WAYMO LLC

10 UNITED STATES DISTRICT COURT

11 NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION

12 WAYMO LLC,

13 Plaintiff,

14 vs.

15 UBER TECHNOLOGIES, INC.;  
16 OTTOMOTTO LLC; OTTO TRUCKING  
LLC,

17 Defendants.

CASE NO. 3:17-cv-00939-WHA

**DECLARATION OF LINDSAY COOPER  
IN SUPPORT OF PLAINTIFF WAYMO  
LLC'S ADMINISTRATIVE MOTION TO  
FILE UNDER SEAL ITS OPPOSITION  
TO OTTO TRUCKING'S MOTION TO  
COMPEL**

1 I, Lindsay Cooper, declare as follows:

2 1. I am an attorney licensed to practice in the State of California and am admitted to  
3 practice before this Court. I am an associate at the law firm Quinn Emanuel Urquhart & Sullivan,  
4 LLP, counsel for the Plaintiff Waymo LLC (“Waymo”). I have personal knowledge of the matters set  
5 forth in this Declaration, and if called as a witness I would testify competently to those matters.

6 2. I make this declaration in support of Waymo’s Administrative Motion to File Under  
7 Seal information in its September 7, 2017 Opposition to Otto Trucking’s Motion to Compel (the  
8 “Administrative Motion”). The Administrative Motion seeks an order sealing the following materials:

Document	Portions to Be Filed Under Seal	Designating Party
Portions of Exhibit 1 to Waymo’s September 7, 2017 Opposition to Otto Trucking’s Motion to Compel	Portions highlighted in red	Waymo

12  
13 3. Portions of Exhibit 1 (highlighted in red at page 282) contain, reference, and/or  
14 describe Waymo’s confidential technical information. The information Waymo seeks to seal includes  
15 the confidential design and functionality of Waymo’s proprietary autonomous vehicle system, which  
16 Waymo maintains as secret. I understand that these designs are maintained as secret by Waymo (Dkt.  
17 25-47) and that the designs are valuable to Waymo’s business (Dkt. 25-31). The public disclosure of  
18 this information would give Waymo’s competitors access to descriptions of the functionality or  
19 features of Waymo’s autonomous vehicle system. If such information were made public, I understand  
20 that Waymo’s competitive standing would be significantly harmed.

21 4. Other portions of Exhibit 1 (highlighted in red at page 281) contain, discuss, or refer to  
22 confidential details regarding prototype development and testing, and employee recruitment efforts,  
23 which Waymo understands are highly confidential to Kitty Hawk, and disclosure of such information  
24 would inflict serious and irreparable damage to Kitty Hawk’s business. (See Dkt No. 1115 ¶ 3).  
25 Waymo’s request to seal is narrowly tailored to only the confidential information.

1 I declare under penalty of perjury under the laws of the State of California that the foregoing is  
2 true and correct, and that this declaration was executed in San Francisco, California, on September 7,  
3 2017.

4 By /s/ Lindsay Cooper  
5 Lindsay Cooper  
6 Attorneys for WAYMO LLC

7  
8 **SIGNATURE ATTESTATION**

9 Pursuant to Local Rule 5-1(i)(3), I attest under penalty of perjury that concurrence in the  
10 filing of this document has been obtained from Lindsay Cooper.

11 /s/ Charles K. Verhoeven  
12 Charles K. Verhoeven